

**Introduced by Senator Runner**

February 16, 2006

---

An act to amend Section 48800 of the Education Code, relating to pupils.

LEGISLATIVE COUNSEL'S DIGEST

SB 1303, as amended, Runner. Pupils: concurrent enrollment: high school: community college.

Existing law establishes the California Community Colleges under the administration of the Board of Governors of the California Community Colleges. Existing law authorizes the establishment of community college districts under the administration of community college governing boards, and authorizes these districts to provide instruction at community college campuses throughout the state.

Existing law authorizes the governing board of a school district, upon recommendation of the principal of a pupil's school of attendance, and with parental consent, to authorize a pupil who would benefit from advanced scholastic or vocational work to attend community college as *a* special part-time—~~students~~ *student* to undertake one or more courses of instruction at the community college level in order to provide educational enrichment opportunities for a limited number of eligible pupils.

Existing law prohibits a principal from recommending, for any particular grade level, for community college summer session attendance, more than 5% of the total number of pupils who completed that grade immediately prior to the time of recommendation. Existing law exempts from the specified 5% a pupil

recommended by his or her principal for enrollment in a college-level advanced scholastic summer session course; or ~~in a~~ vocational community college summer session course, if all of *the* specified criteria are met.

This bill, instead, would exempt from the specified 5% a pupil recommended by his or her principal for enrollment in a college-level advanced scholastic summer session course; or ~~in a~~ vocational community college summer session course, if *the principal who makes the recommendation provides specified data to the Chancellor of the California Community Colleges, as specified, and any one, or more, of the specified criteria are* met.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 48800 of the Education Code is  
2     amended to read:  
3     48800. (a) The governing board of a school district may  
4     determine which pupils would benefit from advanced scholastic  
5     or vocational work. The intent of this section is to provide  
6     educational enrichment opportunities for a limited number of  
7     eligible pupils, rather than to reduce current course requirements  
8     of elementary and secondary schools, and also to help ensure a  
9     smoother transition from high school to college for pupils by  
10    providing them with greater exposure to the collegiate  
11    atmosphere. The governing board may authorize those pupils,  
12    upon recommendation of the principal of the pupil's school of  
13    attendance, and with parental consent, to attend a community  
14    college during any session or term as special part-time or  
15    full-time students and to undertake one or more courses of  
16    instruction offered at the community college level.  
17    (b) If the governing board denies a request for a special  
18    part-time or full-time enrollment at a community college for any  
19    session or term for a pupil who is identified as highly gifted, the  
20    board shall issue its written recommendation and the reasons for  
21    the denial within 60 days. The written recommendation and  
22    denial shall be issued at the next regularly scheduled board  
23    meeting that falls at least 30 days after the request has been  
24    submitted.

1 (c) ~~The~~ A pupil shall receive credit for community college  
2 courses that ~~they complete~~ *he or she completes* at the level  
3 determined appropriate by the school district and community  
4 college district governing boards.

5 (d) (1) The principal of a school may recommend a pupil for  
6 community college summer session only if that pupil meets all of  
7 the following criteria:

8 (A) Demonstrates adequate preparation in the discipline to be  
9 studied.

10 (B) Exhausts all opportunities to enroll in an equivalent  
11 course, if any, at his or her school of attendance.

12 (2) For any particular grade level, a principal may not  
13 recommend for community college summer session attendance  
14 more than 5 percent of the total number of pupils who completed  
15 that grade immediately prior to the time of recommendation.

16 (3) A pupil recommended by his or her principal for  
17 enrollment in a college-level advanced scholastic summer session  
18 course or in a vocational community college summer session  
19 course shall not be included in determining the 5 percent ~~of~~  
20 ~~pupils recommended~~ *if limitation under paragraph (2) if the high*  
21 *school principal who makes the recommendation provides data*  
22 *to the Chancellor of the California Community Colleges, upon*  
23 *the request of that office, for purposes of the annual report*  
24 *required by paragraph (5) and any one, or more, of the*  
25 *following criteria is met:*

26 (A) The course is offered by a middle college high school or  
27 an early college high school, as defined by paragraph (4).

28 ~~(B) The high school principal who makes the recommendation~~  
29 ~~provides data to the Chancellor of the California Community~~  
30 ~~Colleges at the request of that office for purposes of preparing~~  
31 ~~the annual report pursuant to paragraph (5).~~

32 ~~(C)~~

33 (B) The course meets one of the following criteria:

34 (i) It is a for credit, lower division, college-level course that is  
35 designated as part of the Intersegmental General Education  
36 Transfer Curriculum or applies toward the general education  
37 breadth requirements of the California State University.

38 (ii) The course is a for credit, college-level, occupational  
39 course assigned a Priority code of "A," "B," or "C," pursuant to  
40 the Student Accountability Model, as defined by the Chancellor

1 of the California Community Colleges and reported in the  
2 management information system, and the course is part of a  
3 sequence of vocational or career technical education courses  
4 leading to a degree or certificate in the subject area covered by  
5 the sequence.

6 (4) For purposes of this section, a “middle college high  
7 school” or an “early college high school” means a high school  
8 that meets all of the following criteria:

9 (A) The school has an enrollment of 400 or fewer pupils, and  
10 is recognized by the department and by the Chancellor of the  
11 California Community Colleges as a district school that has been  
12 assigned a County-District-School code by the department.

13 (B) The school’s program is sponsored by a legally binding  
14 memorandum of understanding or similar formal agreement  
15 between a sponsoring local educational agency and a community  
16 college district that establishes cogovernance and resource  
17 allocation policies and procedures for the cosponsored school.

18 (C) The school serves cohorts of pupils in a coherent high  
19 school and community college program of study that includes, as  
20 a clearly identified outcome for each pupil, a high school  
21 diploma and achievement of, or preparation for, completion of an  
22 associate degree, eligibility for transfer to a four-year college or  
23 university, or completion of a community college certificate  
24 program in a vocational, technical, or business occupation.

25 (5) On or before January 1, 2007, and on or before January 1  
26 of each year thereafter, the Chancellor of the California  
27 Community Colleges shall report to the Department of Finance  
28 the number of pupils recommended pursuant to paragraph (3)  
29 who enroll in community college summer session courses.

30 (6) The Board of Governors of the California Community  
31 Colleges may not include enrollment growth attributable to  
32 paragraph (3) as part of its annual budget request for the  
33 California Community Colleges.

34 (7) Notwithstanding Article 3 (commencing with Section  
35 33050) of Chapter 1 of Part 20, compliance with this subdivision  
36 may not be waived.

37 (e) Paragraphs (3), (4), (5), and (6) of subdivision (d) shall  
38 become inoperative on January 1, 2011.

O